

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Arthur Paul Hayes	<i>For U. S.:</i> James E. Ritchie <i>For Defendant:</i> James L. Edgar (Ct. Apt.)
PROBATION	

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 8-31-67	Clerk				
J.S. 3 mailed 10-2-67	Marshal				
Violation Breaking seal R.R. Car	Docket fee				
Title 18					
Sec. 2117					

DATE	PROCEEDINGS
8-8-67	Defendant present in person and represented. Defendant waives indictment, waiver signed, approved and filed in open court. Information filed in open court, copy delivered to defendant. Defendant arraigned and enters plea of NOT GUILTY. Defendant waives jury trial and requests non-jury trial. Case to be set for non-jury trial.(AEB-J)
9-5-67	Case called for trial. Defendant present and represented. Defendant's motion to dismiss is overruled. Defendant found GUILTY as charged. Defendant adjudged GUILTY. Judgment and Sentence- Arthur Paul Hayes Probation- 5 years from this date.(AEB-J)h
9-5-67	Order of Probation filed and entered. (AEB-J)h
9-5-67	Two c.c. of above order delivered to Prob. Office. h
9-5-67	Petition for writ of Habeas Corpus ad Testificandum filed. h
9-5-67	Order granting writ of Habeas Corpus ad Testificandum filed,(AEB-J)h as to Hook Donaldson.
9-6-67	Return on subpoena filed. Served John Umholtz at Tulsa, Oklahoma on 9-5-67. Served Roosevelt Conley at Tulsa, Oklahoma on 9-5-67. ds
9-7-67	Return on service of writ filed. Executed by taking Hook Donaldson from Tulsa County Jail and produce him in open court Federal Bldg.,

DATE	PROCEEDINGS
	Tulsa, Oklahoma on 9-5-67 and return him to Tulsa County Authorities.h

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma.

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE BENJAMIN B. BALLENGER

(Name of commissioner)

FEDERAL BUILDING, TULSA, OKLAHOMA.

(Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 250
THE UNITED STATES
vs.

ARTHUR PAUL HAYES (53)

Complaint filed on May 1, 1967, by Clair B. Empey
Official title Spec. Agt. F. B. I., charging violation of
United States Code, Title 18, Section 2117, on 4-30-
1967, at Tulsa, Oklahoma. in the
division of the Northern district of Oklahoma.
as follows: break seal No. O.S.K.X. 131892, from the
door of Missouri-Kansas-Texas Railroad Company,
railroad car No. 8723 that contained interstate
shipment of freight being shipped from the Sunray
DX Oil Company, Tulsa, Oklahoma for the D.A.

(Here insert brief summary of facts constituting offense charged)
Lubricant Co., Inc., Indianapolis, Indiana, to the
System Trans. & Sto. Co, Seattle, Wash, Under Waybill
No 1471, with intent to commit larceny therein.

WARRANTS OR SUMMONS ISSUED:

Date May 1, 1957 Warrant/Summons for (Arthur Paul Hayes)

to (name and title of officer) To Any U. S. Marshal or Any Authorized U.S. Officer (Name of defendant)
Substance of return Arrested by: O'Neil Cobb, U.S.D.M.

Date Warrant/Summons for

to (name and title of officer)
Substance of return

FILED

16, 812
JUL 24 1967

NOBLE C. HOOD

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: Ballenger. Clerk, U. S. District Court
Date May 1, 1967 Arrested by O'Neil Cobb, U.S.D.M. on warrant of Benjamin B. Ballenger
J.S. Commissioner (Name of issuing officer)
without warrant.

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken Above defendant presented, advised of charge filed against him.

(Here insert with dates, when appropriate, a seriatim account of essential steps taken at hearing such as "complaint prepared,"
Advised of constitutional rights as to preliminary hearing and counsel, he

If arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
Waived counsel for the purpose of this hearing and signed WAIVER. He re-

if that is the fact; any adjournments taken, etc.
quested hearing and it is set for May 15, 1967 @ 9:00 A.M. He was advised
bond set at \$3000.00, upon his failure to post bond he was remanded to the
custody of U. S. Marshal.

James L. Edgar, Atty, appointed by the Court to represent defendant.

Outcome

Bail fixed 5-1-67, 19 Amount, \$ 3000.00 Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to U.S. Marshal
on May 1, 1967

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

_____, 19____, for (name of witness) _____
 at request of (name of party) _____
 Substance of return _____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date July 19th, 1967 Appearances for

{	United States	(Name)	<u>Hubert Bryant, Ass't. U.S.</u>
		(Address)	<u>D.A., Tulsa, Okla.</u>
{	Accused	(Name)	<u>James L. Edgar, Atty.</u>
		(Address)	<u>Tulsa, Oklahoma.</u>

WITNESSES FOR UNITED STATES: (List names and addresses)
John Umholtz, S/A, FBI.

WITNESSES FOR ACCUSED: (List names and addresses)
None

Witness payroll containing _____ names certified to United States Marshal for payment. _____, 19____
 Proceedings taken Defendant present and represented by counsel. Defendant's
 MOTION to dismiss overruled. Def't. advised as to his constitutional rights.
 Witnesses sworn and examined. The Commissioner finds there is probable cause
 the offense was committed and defendant committed to custody of U. S. Marshal
 to be held for Court Action.
 Bond to remain fixed at \$3000.00.

Outcome Held for Court Action.
 Bail fixed May 1, 1967 Amount, \$ 3000.00 Bonded _____, 19____, by cash
 deposited by (name) _____ Address _____
 transmitted to clerk of district court _____, 19____
 [or] by surety (names) _____ Address _____
 and _____ Address _____
 who justified by affidavit _____, 19____ Committed to Custody of U. S. Marshal
 on July 19th, 1967
 Certified to be a correct transcript.
 Made this 19th day of July, 19 67
 Transmitted to Clerk of United States District Court for the Northern
 district of Oklahoma, July 19th, 19 67

Benjamin B. Ballenger
 United States Commissioner.